

EXECUTIVE COUNCIL OF IOWA AGENDA

State Capitol - Robert D. Ray Conference Room (G09) 10:00 a.m.

APRIL 8, 2013

1. Introduction of Attendees
2. Approval of minutes of meeting held April 1, 2013
3. Outside Counsel – Page 1
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4. Payment of Cost Items – Page 1
5. New Memberships – Page 2
6. Renewal Memberships – Page 2

3. **Outside Counsel**

- A. The Department of Justice, Attorney General's office requests retention of special counsel pursuant to Iowa Code section 13.3(1) in Dorothy Hollinger v. Glenwood Resource Center and the Second Injury Fund of Iowa, a workers' compensation case filed by a state employee.

Firm: Patterson Law Firm, L.L.P.

Attorney: Ryan Clark

505 5th Avenue

Suite 729

Des Moines, Iowa 50309

Rate: \$80.00 per hour

TAB # 1

4. **Payment of Cost Items**

- A. McDowell, Rice, Smith & Buchanan.....\$77.50
605 West 47th Street, Suite 350
Kansas City, MO 64112
Tobacco Settlement Authority

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the funds of the Tobacco Settlement Authority.

- B. Davis Brown Law Firm.....\$293.00
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Unclaimed Property Probate Matters & Employee Retirement Income Security Act (ERISA)

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the Unclaimed Property Fund.

- C. Hamilton Quigley & Twait PLC.....\$25,585.00
W1450 First National Bank Building
332 Minnesota Street
St. Paul, MN 55101-1314
Legal advice to Iowa Racing and Gaming Commission regarding new Casino in Woodbury County.

Julie Pottorff, Deputy Attorney General, has reviewed this invoice and recommends payment. Payment will be made from the Iowa Racing and Gaming Commission.

5. New Memberships

- A. Natural Resources in Wildlife Management Institute Incorporated in the amount of \$1,500.00 for 01/01/13 - 12/31/13. Other agencies: None Funding Source: Other-100% Fish and Game Trust
- B. IPERS in Institutional Society of Risk Professionals in the amount of \$175.00 for 01/01/13 - 12/31/13. Other agencies: Unknown Funding Source: Other-100% IPERS
- C. Public Health in National Forum of Nursing Workforce Centers in the amount of \$500.00 for 01/01/13 - 12/31/13. Other agencies: None Funding Source: Other-100% Retained fees

6. Renewal Memberships

- A. Agriculture and Land Stewardship in Association of American Feed Control Official in the amount of \$200.00 for July 1, 2012 - June 30, 2013. (Previous amount was \$50.00) Other agencies: None Funding Source: State General Fund -100%
- B. AG- Development Authority in National Association Rural Rehabilitation in the amount of \$150.00 for 01/01/13 - 12/31/13. (Previous amount was \$150.00) Other agencies: None Funding Source: Other-100% Loan Participation Program, Beginning Farmer Loan Program and Beginning Farmer Tax Credit Program
- C. Inspection and Appeals Racing Commission in Association Racing Comm Intl in the amount of \$5,000.00 for 01/01/13 - 12/31/13. (Previous amount was \$5,000.00) Other agencies: None Funding Source: Other-100% Revolving Fund
- D. Human Services Woodward in Iowa Pharmacists Association in the amount of \$250.00 for 03/01/13 - 02/28/14. (Previous amount was \$250.00) Other agencies: Unknown Funding Source: State General Fund -22% Other-78% Medicaid
- E. IPERS in International Foundation for Retirement Education in the amount of \$125.00 for 03/31/13 - 03/31/14. (Previous amount was \$125.00) Other agencies: Unknown Funding Source: Other-100% IPERS
- F. IPERS in Public Retirement Information in the amount of \$150.00 for 01/01/13 - 12/31/13. (Previous amount was \$150.00) Other agencies: Unknown Funding Source: Other-100% IPERS
- G. Public Health in Association of Immunization Managers in the amount of \$500.00 for 01/01/13 - 12/31/13. (Previous amount was \$500.00) Other agencies: None Funding Source: Federal-100%



TAB # 1

EXECUTIVE COUNCIL

THOMAS J. MILLER
ATTORNEY GENERAL

JULIE F. POTTORFF
DEPUTY ATTORNEY GENERAL

Iowa Department of Justice

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1305 E. Walnut Street
Des Moines, Iowa 50319

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Fax: 515/281-4209
Julie.Pottorff@iowa.gov

April 2, 2013

GeorgAnna Madsen
Executive Secretary
Executive Council
State Capitol
L-O-C-A-L

Re: Retention of Outside Counsel

Dear GeorgAnna:

Our office requests appointment of outside counsel pursuant to Iowa Code section 13.3(1) in *Dorothy Hollinger v. Glenwood Resource Center and the Second Injury Fund of Iowa*, a workers' compensation case filed by a state employee. Because the resolution of this claim may turn on whether the State of Iowa or the Second Injury Fund must pay workers' compensation benefits, our office cannot represent both defendants.

In order to avoid a conflict of interest, the Special Litigation Division has contacted Ryan Clark of the Patterson Law Firm, L.L.P., 505 5th Avenue, Suite 729, Des Moines, Iowa, 50309-2390, to represent the Second Injury Fund. Mr. Clark has agreed to represent the Second Injury Fund at the rate of \$80.00 per. Our office will represent the State of Iowa.

Accordingly, we request Executive Council approval to retain Mr. Clark to represent the Second Injury Fund in this case.

Sincerely,

A handwritten signature in cursive script that reads "Julie F. Pottorff".

JULIE F. POTTORFF
Deputy Attorney General

cc: Julie Burger